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Attorneys for Plaintiff
CHERISH M. SMITH

10
11 Attorneys for Defendant
THE PROCTER & GAMBLE CO.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

16 CHERISH M. SMITH, as an individual, and
on behalf of all other similarly situated,

Plaintiff,

Defendant

Case No. 3:12-cv-00557-EDL

**STIPULATION OF VOLUNTARY
DISMISSAL WITH PREJUDICE AND
~~PROPOSED~~ ORDER**

23 Plaintiff Cherish M. Smith and Defendant The Procter & Gamble Company (collectively,
24 the “Parties”), through their duly authorized undersigned counsel, hereby stipulate and agree that
25 this case be dismissed with prejudice. On January 30, 2013, the Parties filed a Joint Stipulation
26 for Stay Pending Final Approval of Settlement Agreement (“Stipulation”), which stipulated that
27 upon final approval of a nationwide class action settlement agreement in a substantially similar
28 action in federal court in the District of New Jersey, *Rossi v. The Procter & Gamble Company*,

1 Case No. 2:11-cv-07238-JLL-MAH (D.N.J.), this case should be dismissed with prejudice. The
2 *Rossi* Court granted final approval on October 3, 2013, and the Third Circuit Court of Appeals
3 dismissed the sole objector's appeal on March 21, 2014. Wherefore, the Parties now request that
4 this case be dismissed with prejudice as contemplated in the Parties' Stipulation.

5 **IT IS SO STIPULATED.**

6

7 Dated: April 21, 2014

8 /s/ Benjamin M. Lopatin

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16 *Attorney for Plaintiff Cherish M. Smith*

17 Dated: April 21, 2014

18 /s/ Kevin D. Boyce

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29 *Attorneys for Defendant*
30 *The Procter & Gamble Company*

1 PURSUANT TO STIPULATION, IT IS SO ORDERED.
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3 Dated: May 1, 2014
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Elizabeth D. Laporte
Magistrate Judge Elizabeth D. Laporte